

Ms. Nancy Marconi
OEB Registrar
Ontario Energy Board
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

November 8, 2024

EB-2024-0111 Enbridge 2024 Rebasing – Phase 2
Pollution Probe Letter on Proposed Enbridge Evidence Update

Dear Ms. Marconi:

Pollution Probe is in receipt of Enbridge's letter to the OEB indicating the intent to update evidence by November 15th pertaining to the residual issues. Having current evidence in support of all issues is important. Pollution Probe notes that Enbridge intends to provide evidence related to two of the three residual issues in the proceeding. This excludes revenue decoupling from customer numbers. It would be helpful for Enbridge to provide their best available information and position on this third issue when they file their evidence update. This would provide a more complete record for the OEB to consider this issue and enable a more efficient process.

The original proceeding schedule provided an opportunity for Enbridge to file an evidence update in the form of reply evidence, followed by an opportunity for stakeholders to submit interrogatories on the evidence updates. It is not possible to understand the extent of the Enbridge evidence updates until they are filed and reviewed by parties. Pollution Probe wanted to alert the OEB that if the updates are significant, there may be a need to submit interrogatories or add time to the oral hearing to allow parties to ask clarifying questions pertaining to the evidence updates (typically done before an oral hearing as part of interrogatories and/or technical conference). Either approach seems reasonable, but having clarifications prior to the oral hearing is preferred.

In addition, it would be helpful for Enbridge to file any interrogatory updates based on the evidence updates and confirm that all previous evidence (including interrogatory responses) remain accurate unless otherwise noted.

Respectfully submitted on behalf of Pollution Probe.



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